

Atty. Docket No.: 1529/2002

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Hans Locher  
Serial No.: 10/690,890  
Filed: October 22, 2003  
Entitled: ANTIBIOTICS FOR THE  
TREATMENT OF INFECTIONS IN  
ACIDIC ENVIRONMENTS

Examiner: Not Yet Assigned  
Group Art Unit: 1614  
Conf. No.: 6834

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8a

I hereby certify that this correspondence (and any paper or fee referred to as being enclosed) is being deposited with the United States Post Office as First Class Mail on the date indicated below in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Nancy Arsenault

Name of Person Mailing Paper

Signature of Person Mailing Paper

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Enclosed for filing in the above-identified patent application, please find the following documents:

1. Information Disclosure Statement;
2. Form PTO-1449;
3. Copies of Cited References; and
4. Return Post Card.

The Commissioner for Patents is hereby authorized to charge any fees to Deposit Account No. 16-0085, Reference 1529/2002. A duplicate of this transmittal letter is enclosed for this purpose.

Respectfully submitted,

Date: February 10, 2004

Name: Paula Campbell Evans  
Registration No.: 32,503  
Customer No.: 29932  
Palmer & Dodge LLP  
111 Huntington Avenue  
Boston, MA 02199-7613  
Tel: 617-239-0100



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**Commissioner for Patents**

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**Alexandria, VA 22313-1450**

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR §§ 1.56, 1.97 AND 1.98**

Dear Sir:

In accordance with the duty of disclosure under 37 CFR § 1.56, Applicant submits this Information Disclosure Statement pursuant to 37 CFR §§ 1.97 and 1.98 in the above-identified application for consideration by the Patent Office.

A listing of the cited documents is also enclosed, as well as, for the Examiner's convenience, copies of the documents in the list.

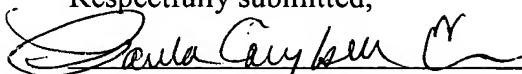
Pursuant to CFR § 1.97(b)(3), because this Statement is being submitted before the first Office Action on the merits, no fee is required.

Applicant does not intend to represent that any of the documents submitted herein are material prior art to this invention or that the list represents an exhaustive search of documents related to this invention.

Applicant respectfully requests that the documents submitted herein be considered and made of record in this application.

Respectfully submitted,

Date: February 10, 2004

  
Name: Paula Campbell Evans  
Registration No.: 32,503  
Customer No.: 29932  
Palmer & Dodge LLP  
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<p>USPTO Form 1449 U.S. Department of Commerce Patent and Trademark Office</p> <p>INFORMATION DISCLOSURE STATEMENT</p> <p style="text-align: center;"></p>				Attorney Docket No.		Serial No.		
				1529/2002		10/690,890		
				Applicant(s): Hans Locher				
				Filing Date: October 22, 2003			Group: 1614	
<b>U.S. PATENT DOCUMENTS</b>								
Examiner Initial		Patent No.	Date	Name	Class	Subclass	Filing Date (if appropriate)	
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initial		Document No.	Publication Date	Country	Class	Subclass	Translation	
							YES	NO
	1.	WO 02/059116 A2	1 August 2002	PCT	C07D	413/12		
	2.	WO 03/031441 A1	17 April 2003	PCT	C07D	413/12		
	3.	WO 03/031443 A1	17 April 2003	PCT	C07D	413/14		
	4.	WO 03/032962 A2	24 April 2003	PCT	A61K	31/00		
<b>OTHER DOCUMENTS (including Author, Title, Date, Pertinent Pages, etc.)</b>								
	5.	Poster by Morphochem AG published at the ICAAC meeting in San Diego on September 27-30, 2002.						
	6.	Hubschwerlen, et al.; "Design, Synthesis and Biological Evaluation of Oxazolidinone-Quinolone Hybrids"; (2003); Bioorg. Med. Chem. Lett. 11 2313-2319.						
<b>EXAMINER</b>						<b>DATE CONSIDERED</b>		
<p>*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to Applicant.</p> <p>**Copies of references not provided at the time of this submission.</p>								